

REGISTER OF CLASSIFICATION DECISIONS

Date of entry in Register: 21 February 2000
Name of applicant/court: Comptroller of Customs
Applicant to the Labelling Body: Not Applicable
Title of Publication: Untitled
Other Known Titles: Item 25 Packet containing 37 negatives
Director: Not Applicable
Producer: Not Applicable
Publisher: Not Applicable
Author: Not Applicable
Format: Photographic Material
Country of Origin: Not Applicable
Language: Not Applicable

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Feature: Running time:
Trailers: Running time:
Total Running time:

Excision/Alteration: Not Applicable.

Reason(s) for Excision:

Not Applicable.

Classification Decision:

Unrestricted.

Display Conditions:

Not Applicable.

Descriptive Note:

Not Applicable.

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Direction to issue a label has been given on: Not Applicable.

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SUMMARY OF THE REASONS FOR DECISION:

The untitled photographic material, also known as *Item 25 Packet containing 37 negatives* is classified as:

Unrestricted.

The publication consists of seven rows of black and white negatives in 35mm format. They are the negatives of the photographic proofs in the untitled photographic material also known as *Item 24 Proof sheet containing 37 proofs* (OFLC No.9901545). Each individual negative image is quite small and difficult to discern at times, in the manner of such photographic material. All of the negatives are wide shots of the same girl either clothed or partially clothed in a long classical ballet tutu and point shoes. In the images where she is partially clothed either her breasts or the top of the cleft between her buttocks are visible. Her physique is slim and small, formed but youthful breasts. While there is an impression that the camera is voyeuristically watching a girl undress, the shots where she looks over her shoulder at the mirror appear posed and contradict this impression. Overall the images appear graceful. The dominant effect of the publication is aesthetic rather than sexual.

While the publication exploits the nudity of young persons, it does not do so to an extent or degree, or in a manner, that would render its availability likely to be injurious to the public good. Consequently, no restriction is placed on the publication. The freedom of expression set out in the New Zealand Bill of Rights Act 1990 is not limited by this classification.

OFLC Ref: 9901546